

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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10 FRANCISCO VIDAL,

Plaintiff,

Case No. 2:17-cv-02885-RFB-GWF

V.

13 ARNOLD, *et al.*,

## Defendants.

## ORDER

16 Before the Court for consideration is the Report and Recommendation (ECF No. 4) of the  
17 Honorable George Foley, Jr., United States Magistrate Judge, entered December 28, 2017.

18 A district court “may accept, reject, or modify, in whole or in part, the findings or  
19 recommendations made by the magistrate.” 28 U.S.C. § 636(b)(1). A party may file specific  
20 written objections to the findings and recommendations of a magistrate judge. 28 U.S.C. §  
21 636(b)(1); Local Rule IB 3-2(a). When written objections have been filed, the district court is  
22 required to “make a de novo determination of those portions of the report or specified proposed  
23 findings or recommendations to which objection is made.” 28 U.S.C. § 636(b)(1); see also Local  
24 Rule IB 3-2(b). Where a party fails to object, however, a district court is not required to conduct  
25 “any review,” de novo or otherwise, of the report and recommendations of a magistrate judge.  
26 Thomas v. Arn, 474 U.S. 140, 149 (1985). Pursuant to Local Rule IB 3-2(a), objections were due  
27 by January 11, 2018. No objections have been filed. The Court has reviewed the record in this  
28 case and concurs with the Magistrate Judge’s recommendations.

1           **IT IS THEREFORE ORDERED** that the Report and Recommendation (ECF No. 4) is  
2 ACCEPTED and ADOPTED in full.

3           **IT IS FURTHER ORDERED** that Plaintiff's Complaint (ECF No. 1) is dismissed  
4 without prejudice for failure to pay the filing fee or file an application to proceed *in forma pauperis*.

5           **IT IS FURTHER ORDERED** that The Complaint (ECF No. 1-1) is DISMISSED.

6           The Clerk of Court is directed to serve a copy of this Order upon Plaintiff.

7           DATED: January 24, 2018.

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**RICHARD F. BOULWARE, II**  
10           United States District Judge

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